Food Safety and Standards Authority of India

fssai

FOOD IMPORT CLEARANCE SYSTEM

Mr. Prasanta Baidik
DO, West bengal

Food Import Clearance System (FICS)

While PFA was in force the inspection and clearance of imported food samples was carried out by PHO under the direction of customs.

Now under the FSS Act 2006, all food imports will be subject to the provisions of FSS Act 2006.

The Food Import is governed under the following two sections of the Act,

- **Section 25 (1) of FSS Act 2006-**
- "No person shall import into India:-

  (ii) Any unsafe or misbranded or sub-standard food or food containing extraneous matter;

  (iii) Any article of food for the import of which a license is required under any Act or

  rules or regulations, except in accordance with the conditions of the license; and

  (iv) Any article of food in contravention of any other provision of this Act or of any rule or regulation made there under or any other Act

FOOD IMPORT CONTROLS

- Food Safety and Standards (Import) Regulation, 2017
- FOOD IMPORT CLEARENCE SYSTEM-FICS
- FICS.FSSAI.GOV.IN

Stakeholders in Food Import Clearance Process

- Stakeholders in Food Import Clearance Process
- (i) Food Importers
- (ii) Custom House Agents
- (iii) Food testing Laboratories
- (iv) Customs wing of CBEC
- (v) Department of Agriculture, Government of India
- (vi) Department of Animal Husbandry, Dairy and Fisheries, Government of India
- (vii) Sea Ports and Airport Authorities
- (viii) Container Freight Stations
- (ix) Inland Container Depots

FOOD IMPORT CLEARANCE SYST | Email: Inbox (656) | Home | icegate | SWIFT - Single Window Interface

icegate.gov.in

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30 November 2022 | 12:36 PM | Call Us 1800-3010-1000 | Contact Us | Help | Old Website | A- A A+ | ENG हिंदी

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ICEGATE 2.0 INDIAN CUSTOMS NATIONAL TRADE PORTAL | 75 Azadi Ka Amrit Mahotsav

Personalized Dashboard

- Mobile Responsive Dashboard
- Customize Widgets as per your preference

Latest News

Exporters are getting RoDTEP amount indicated in their Shipping Bills. | Kind Attention: Filing of SCMTR messages is live. All stakeholders are requested | Government has issued a

Trade Facilitation

Compliance Information Portal (CIP)

CIP is one stop solution for information on all clearance related procedures, duties,

Single Window

The 'India Customs Single Window' would allow importers and exporters, the

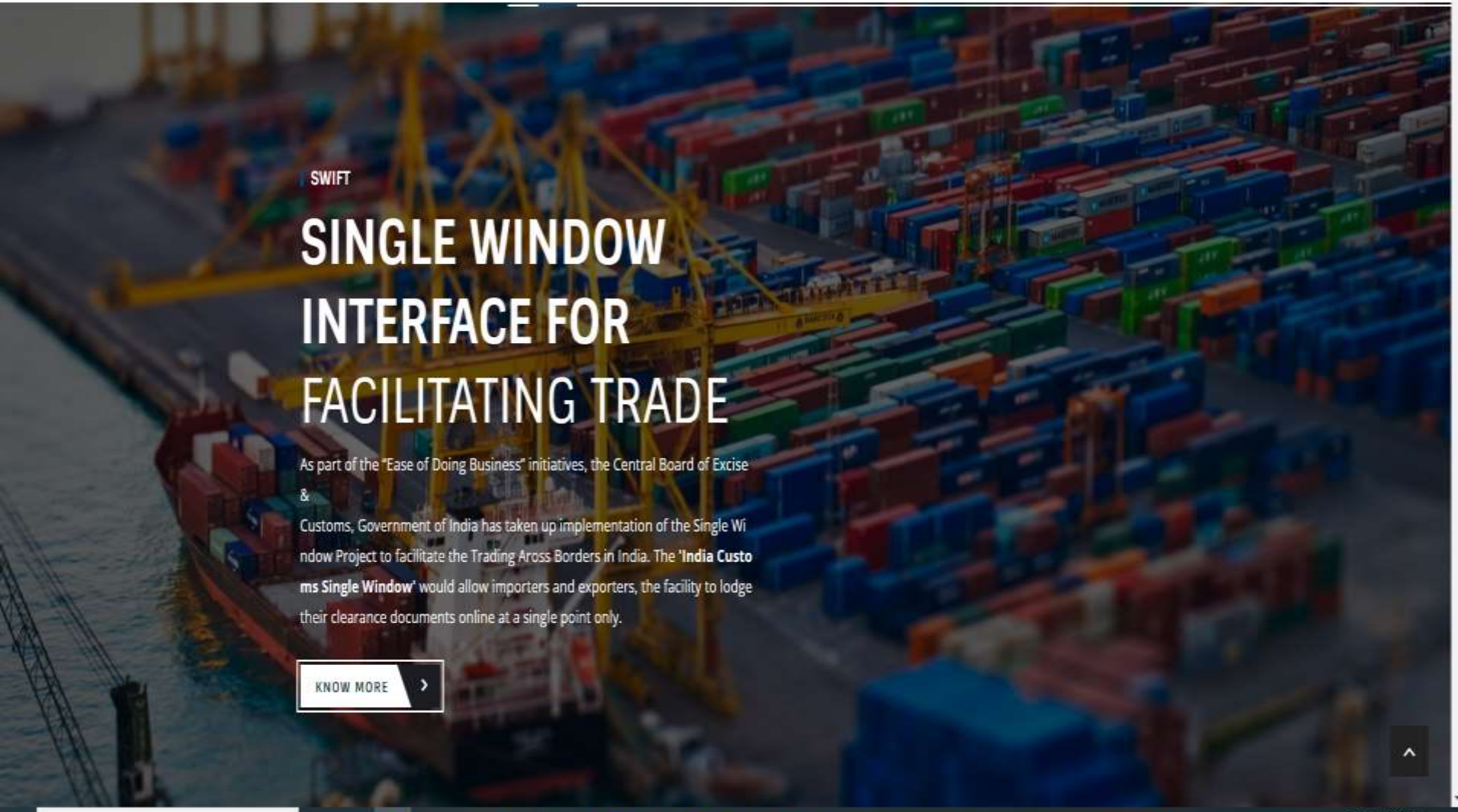
Custom Duty Calculator

It provides service to the trade to calculate applicable custom duty on goods

Vaani
Hi my name is Vaani, I'm here to assist you with your queries.

Type here to search | Satisfactory air | ENG IN | 12:34 PM 11/30/2022

1800-3010-1000 icegatehelpdesk@icegate.gov.in


SWIFT
SINGLE WINDOW INTERFACE FOR FACILITATING TRADE
As part of the "Ease of Doing Business" initiatives, the Central Board of Excise &
Customs, Government of India has taken up implementation of the Single Window Project to facilitate the Trading Aross Borders in India. The 'India Customs Single Window' would allow importers and exporters, the facility to lodge their clearance documents online at a single point only.
KNOW MORE

ENHANCING TRADE FACILITATION

ADVANTAGES OF SWIFT

9 SEPARATED DOCUMENTS REPLACED BY INTEGRATED DECLARATION

INTEGRATED RISK ASSESSMENT

ONLINE CLEARANCES

AUTOMATED ROUTING

CUSTOMS TRADE PARTNERS

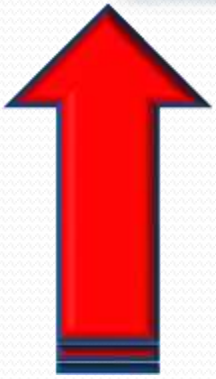
PARTICIPATING GOVERNMENT AGENCIES

CUSTOMS TRADE PARTNERS

PARTICIPATING GOVERNMENT AGENCIES

Risk Based Categorization of Foods

High Risk



Low Risk

Food Items are Classified into High Risk & Low Risk Based on the Inherent Risks Identified by FSSAI from Time to Time

Currently,

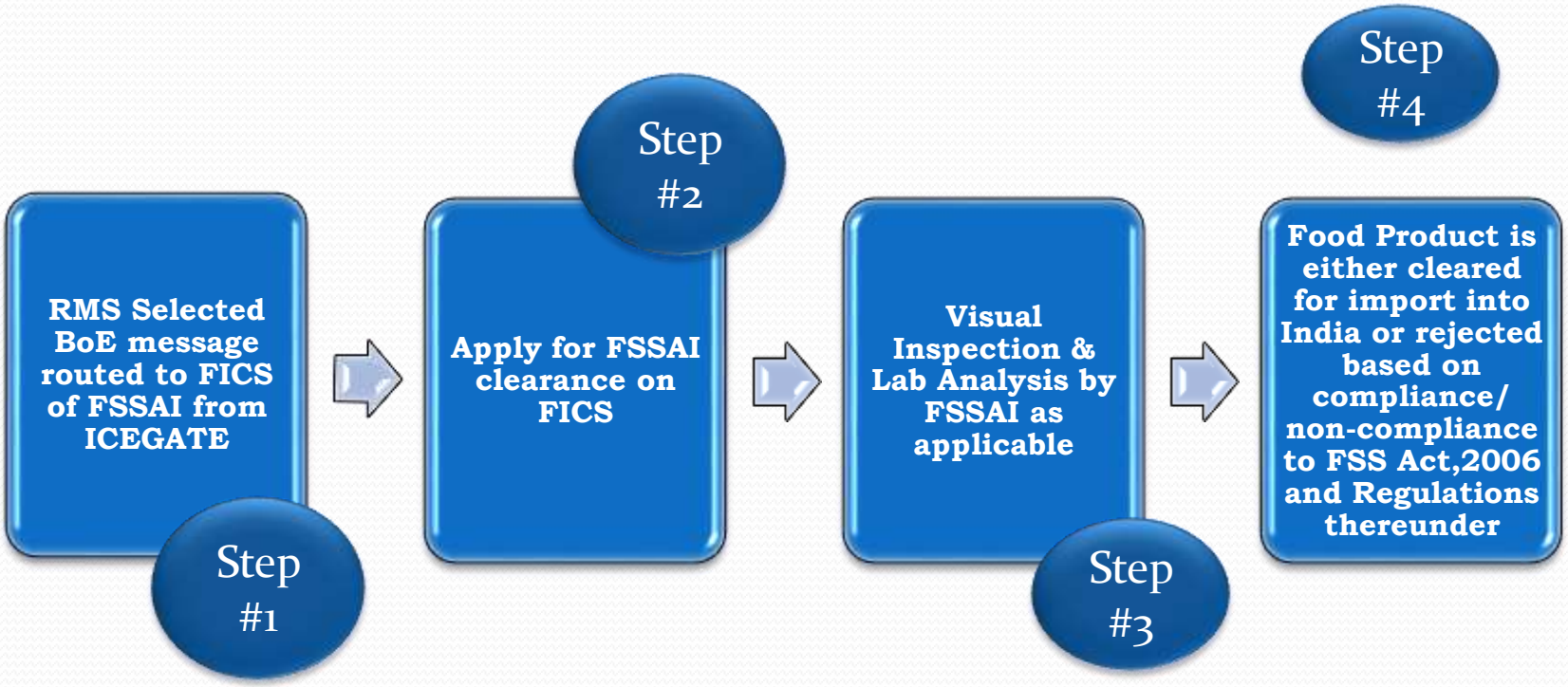
High Risk Food items are tested at

- *100% for first 5 consecutive imports*
- *25% for the next 20 consecutive imports subject to full compliance of previous tests*
- *5% for all the consecutive imports subject to full compliance of previous tests*

Low Risk Food items are tested at

- *100% for first 5 consecutive imports*
- *5% for all the consecutive imports subject to full compliance of previous tests*

Process for FSSAI clearance of imported food products


RMS Selected BoE message routed to FICS of FSSAI from ICEGATE
Step #1
Apply for FSSAI clearance on FICS
Step #2
Visual Inspection & Lab Analysis by FSSAI as applicable
Step #3
Food Product is either cleared for import into India or rejected based on compliance/ non-compliance to FSS Act,2006 and Regulations thereunder
Step #4

FOOD SAFETY AND STANDARDS AUTHORITY OF INDIA

Inspiring Trust, Assuring Safe & Nutritious Food

Ministry of Health and Family Welfare, Government of India

Food Safety and Standards (Import) Regulations, 2017

Chapter 1 -Definitions

- **import"** means bringing into India any article of food by land, sea or air;

- **Food Importer"** means a Food Business Operator importing or desirous of importing article of food into Indian territory, who is duly licensed as Importer under the Food Safety and Standards (Licensing and Registration of Food Businesses) Regulations, 2011 made under the Act;

- **"Authorised Officer"** means a person appointed as such by the Chief Executive Officer of the Food Safety and Standards Authority of India by an order for the purpose of performing functions under section 25 of the Act;

- **“Bill of entry”** means the bill of entry filed by the Importer under the provisions of section 46 of the Customs Act.
- **“Custom House Agent”** shall have the meaning assigned to it in clause (c) of section 2 of the Custom House Agent Regulations, 2004; e Customs Act, 1962 (52 of 1962);
- **Custodian”** means an officer appointed by Commissioner of Customs under whose custody the imported goods shall remain until they are cleared from the customs area for home consumption or are ware housed or are trans shipped as provided by law.

- **CHA/IMPORTER**
- **FSSAI-Inspecting Officer, Authorised Officer**
- **INDIAN CUSTOMS**

Chapter 2- Licensing of Food Importers

1. No person shall import any article of food without an import license from the Central Licensing Authority in accordance with the provisions of the Food Safety and Standards (Licensing and Registration of Food Businesses) Regulations, 2011
2. The Food Importer shall inform the Central Licensing Authority and the Authorised Officer of any suspension, revocation or cancellation of the certificate of Importer-Exporter Code, granted in its favour by the Directorate General of Foreign Trade not later than three working days from the date of such order of suspension, revocation or cancellation.

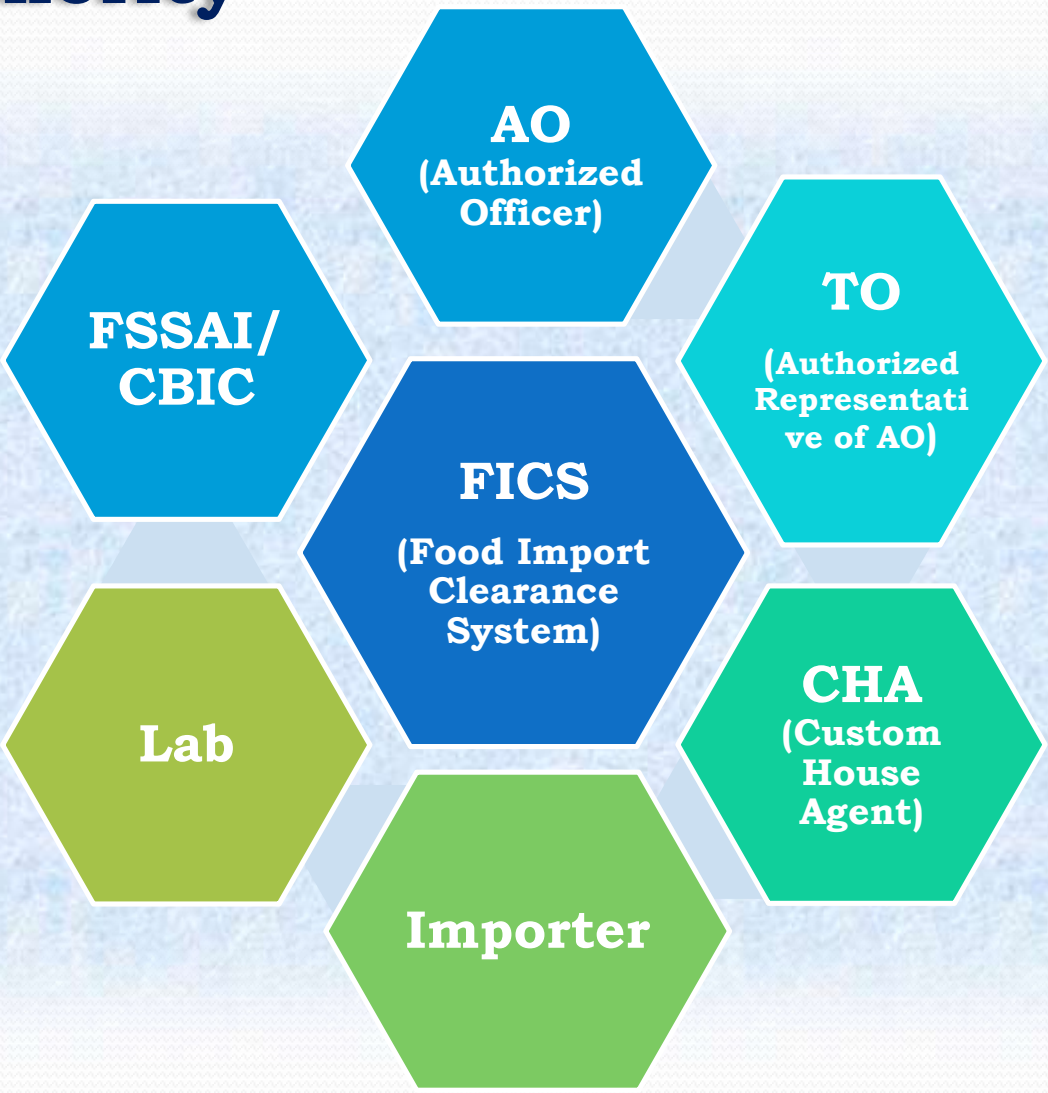
Portal address:
https://foscos.fssai.gov.in

fssai
FOOD SAFETY AND STANDARDS AUTHORITY OF INDIA
Ministry of Health and Family Welfare, Government of India
FoSCoS
Food Safety Compliance System
150 YEARS OF CELEBRATING THE MAHATMA
Eat Right India
Home | About FoSCoS | FSSAI | User Manual | Login-Businesses | Login-Authorities | Sign Up
* Kind Attention: Today (31.12.2020) is the last date for filing renewal applications for those FBOs who have been granted grace period in cognizance of CoVID-19
Standardized Food Products
View all FSSAI Standardized Products
Clubbing of variants of products
Eligibility of your food business
View all Eligibility Criteria Details
Track Application
Know Your Officer
FBO Search
How to Apply
Application Processing
Company Name
Company Name
License/Registration Certificate No.
License/Registration No.
Enter Captcha Code
Enter Captcha Code
201888
Search
Advance FBO Search

Chapter 3- Clearance of imported food by the food authority

1. Filing of BoE at the ICEGATE through SWIFT
2. Forwarding of application to Online FICS
3. upon satisfactory scrutiny, the applicant shall pay the fees as specified by the Food Authority for scrutiny of documents, visual inspection and drawing of sample;
4. The report of the visual inspection shall be submitted in FORM – 1.
5. Adherence to FSS(Labelling and display) Regulations 2020
6. The custom shall not clear any article of food unless it has a valid shelf life of not less than sixty per cent or three months before expiry whichever is less at the time of import.]

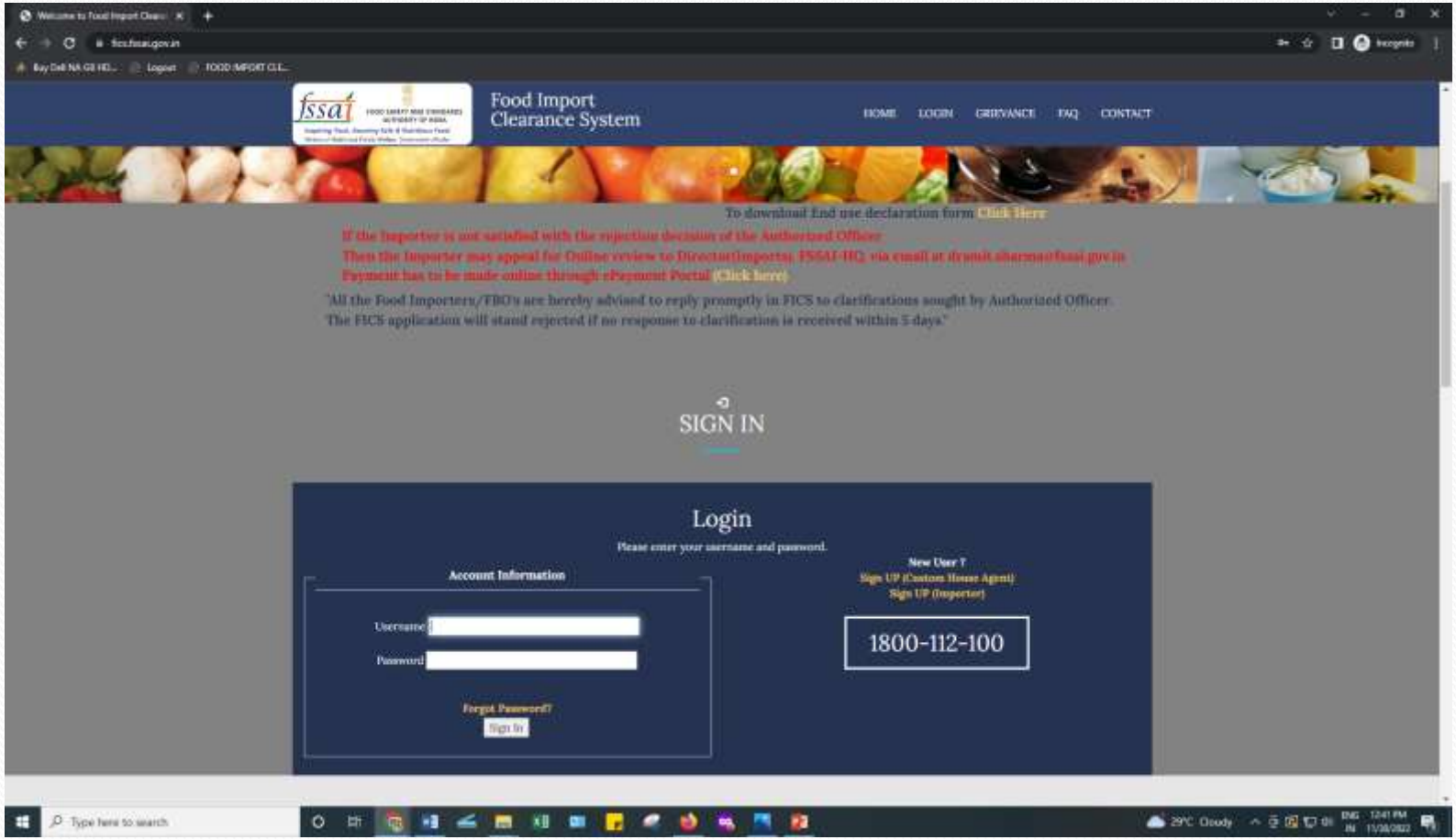
Clearance of Imported Food by the Food Authority



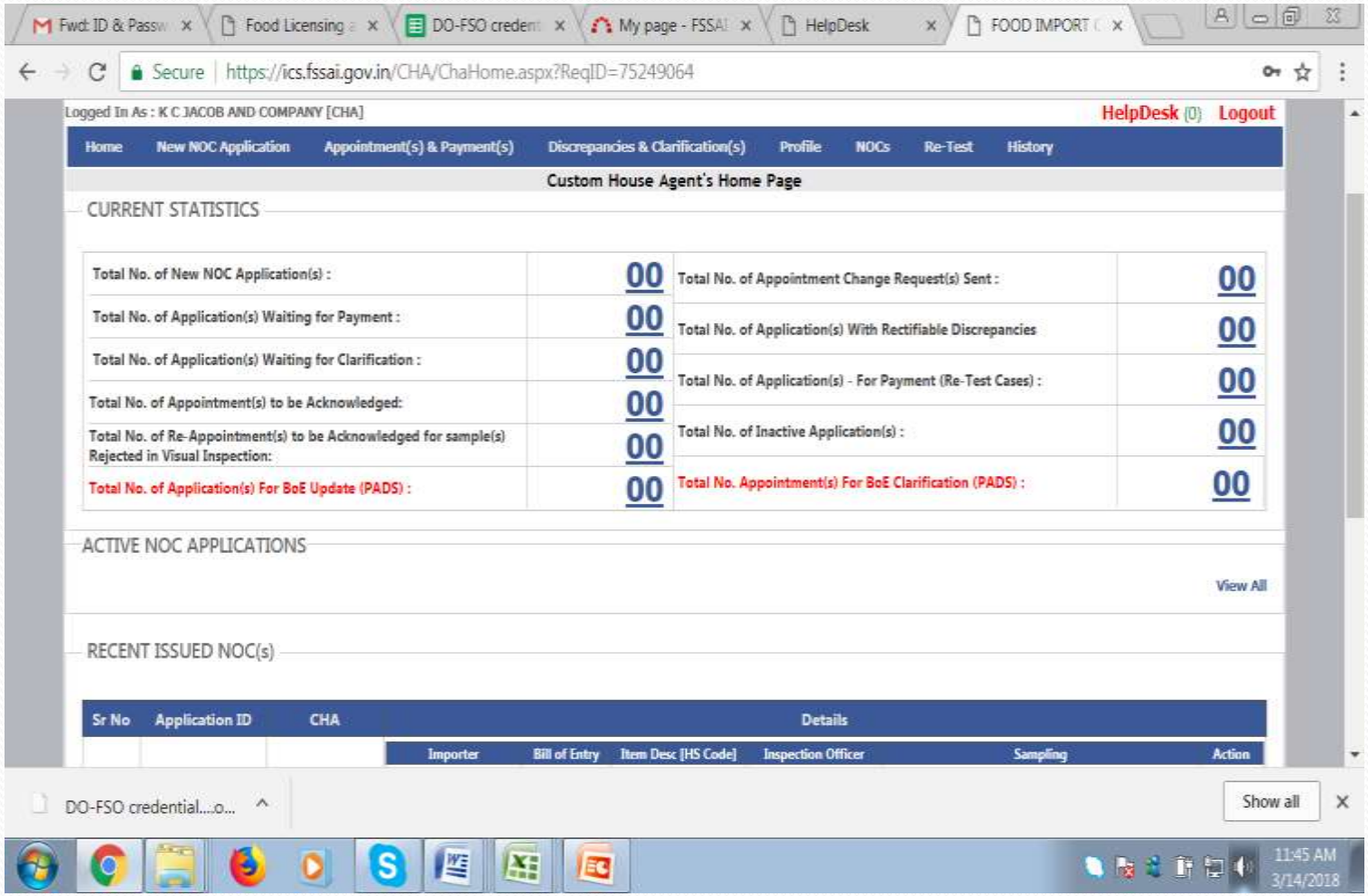
IMPORTANT FSS REGULATIONS RELATED WITH FOOD IMPORT CLEARANCE PROCESS

REGULATION	DETAILS
FSS(LICENSING AND REGISTRATION OF FOOD BUSINESS) REGULATIONS, 2011	LICENSING AND REGISTRATION
FSS(FOOD PRODUCT STANDARDS AND FOOD ADDITIVES) REGULATIONS, 2011	FOOD STANDARDS
FSS(PACKAGING AND LABELLING) REGULATIONS , 2011	PACKAGING, LABELLING REQUIREMENTS
FSS(Health Supplements, Nutraceuticals, Food for Special Dietary Use, Food for Special Medical Purpose, Functional Food and Novel Food) Regulations, 2016	HEALTH SUPPLEMENTS ETC
FSS(IMPORT) REGULATIONS, 2017	IMPORT PROCESS
FSS(PROHIBITION AND RESTRICTIONS TO SALES) REGULATIONS, 2011	RESTRICTIONS/PROHIBITION ORDERS REG

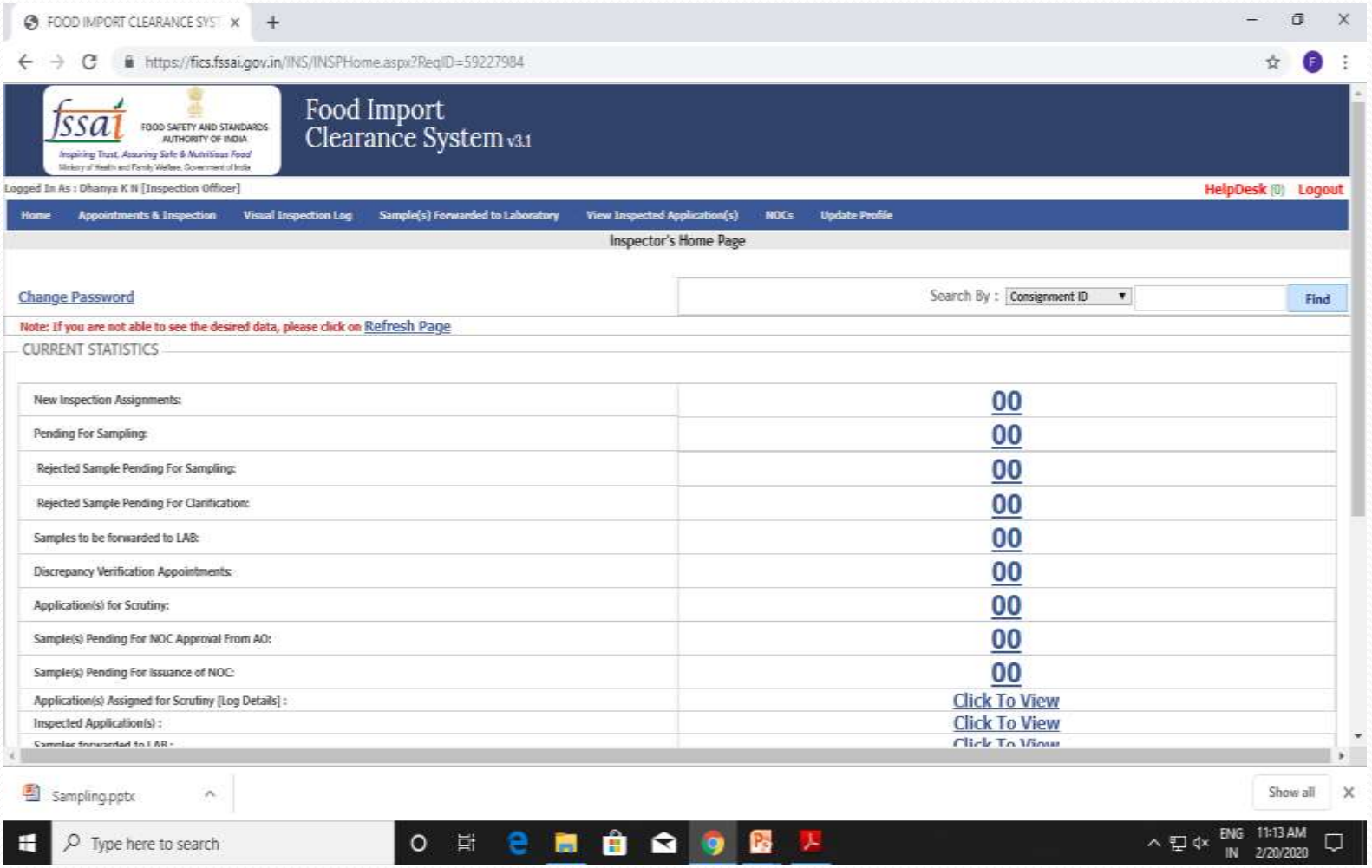
www.fics.fssai.gov.in


fics.fssai.gov.in
Food Import
Clearance System
HOME
LOGIN
GRIEVANCE
FAQ
CONTACT
To download End use declaration form Click Here
If the Importer is not satisfied with the rejection decision of the Authorised Officer
Then the Importer may appeal for Online review to Director(Imports), FSSAI HQ, via email at dyasir.sharma@fssai.gov.in
Payment has to be made online through ePayment Portal (Click here)
"All the Food Importers/FBO's are hereby advised to reply promptly in FICS to clarifications sought by Authorized Officer.
The FICS application will stand rejected if no response to clarification is received within 5 days."
SIGN IN
Login
Please enter your username and password.
Account Information
Username
Password
Forgot Password?
Sign In
New User ?
Sign UP (Custom House Agent)
Sign UP (Importer)
1800-112-100
Type here to search
29°C Cloudy

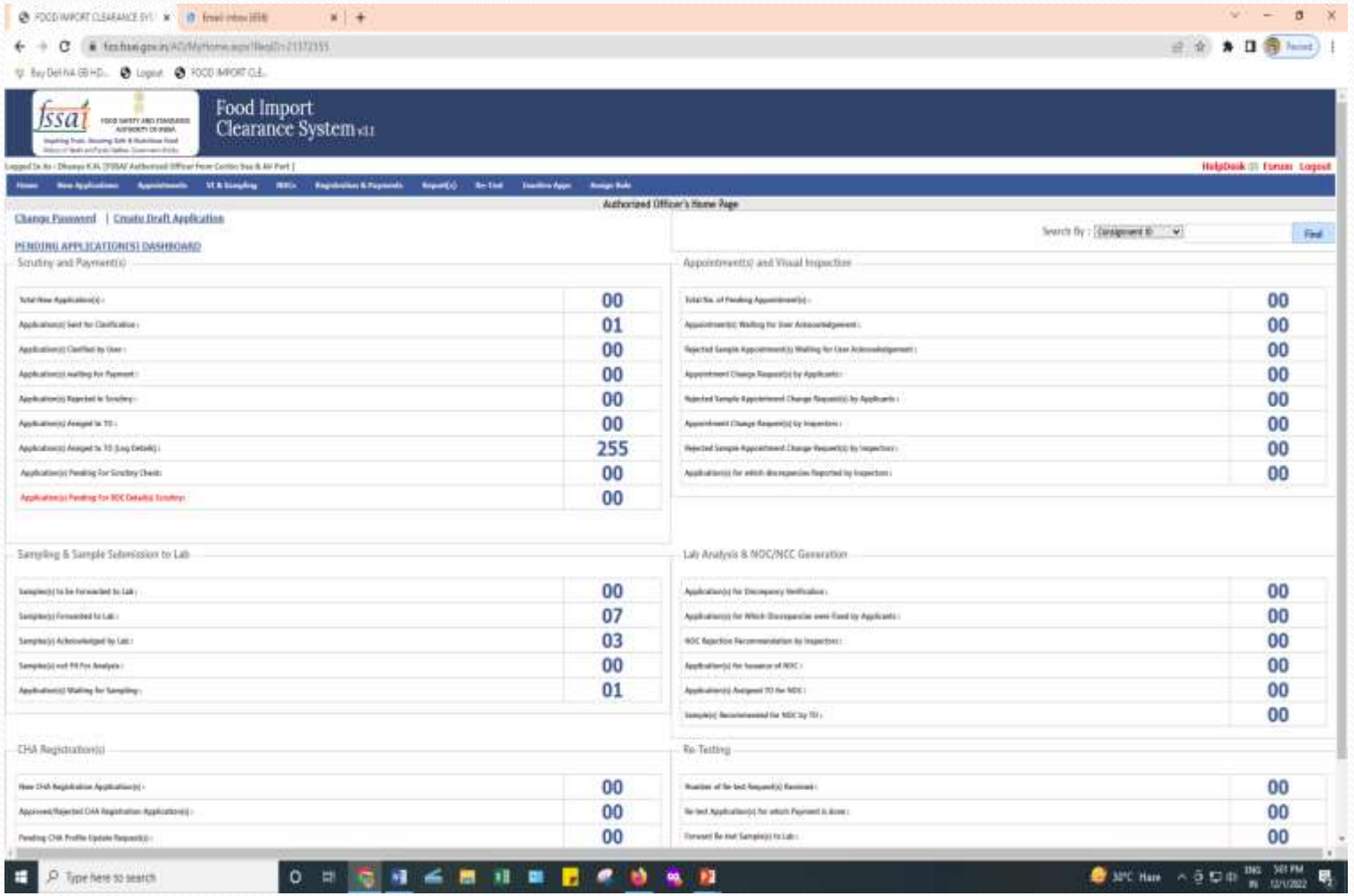
CHA HOME PAGE



INSPECTOR HOME PAGE


FOOD IMPORT CLEARANCE SYST
https://fics.fssai.gov.in/INS/INSPHome.aspx?ReqID=59227984
fssai
FOOD SAFETY AND STANDARDS AUTHORITY OF INDIA
Inspiring Trust, Assuring Safe & Nutritious Food
Food Import Clearance System v3.1
Logged In As : Dhanya K N [Inspection Officer]
HelpDesk (0) Logout
Home
Appointments & Inspection
Visual Inspection Log
Sample(s) Forwarded to Laboratory
View Inspected Application(s)
NOCs
Update Profile
Inspector's Home Page
Change Password
Search By : Consignment ID
Find
Note: If you are not able to see the desired data, please click on Refresh Page
CURRENT STATISTICS
New Inspection Assignments: 00
Pending For Sampling: 00
Rejected Sample Pending For Sampling: 00
Rejected Sample Pending For Clarification: 00
Samples to be forwarded to LAB: 00
Discrepancy Verification Appointments: 00
Application(s) for Scrutiny: 00
Sample(s) Pending For NOC Approval From AO: 00
Sample(s) Pending For Issuance of NOC: 00
Application(s) Assigned for Scrutiny [Log Details] : Click To View
Inspected Application(s) : Click To View
Sampling.pptx
Show all
Type here to search
ENG IN
11:13 AM
2/20/2020

AUTHORISED OFFICER - LOGIN



Chapter 4
FOOD IMPORT CLEARANCE FOR SPECIFIC PURPOSES

THE FOLLOWING CATEGORY OF FOOD CONSIGNMENTS ARE ISSUED 'NOT IN SCOPE CERTIFICATES' UNDER FSS ACT, 2006

- FOR 100 % EOU UNITS- FORM 8
- FOR PROCESSING AND RE EXPORT PURPOSES- FORM 8
- FOR PERSONAL CONSUMPTION- FORM 7
- FOR R&D PURPOSES –FORM 9
- FOR DISPLAY/EXHIBITION PURPOSES- FORM 10
- FOR SPORTS PERSONS OF EXPORTING COUNTRY- FORM 11
- FOR EMBASSIES

Chapter – 5 Storage and Sampling of Imported Food

- Storage facilities for Imported Foods – (1) No consignment of food articles shall be stored in a manner that one type of articles of food come in contact with other type of articles of food.
- (2) The imported articles of food shall be stored in accordance with the specified storage conditions in the custom warehouse before clearance, failing which, the concerned Authorised Officer may refuse to grant no objection certificate for import clearance of the food consignment
- (6) In case of non – availability of storage facility, the Authorised Officer shall confirm from the department of custom their no objection to treat importers warehouse as custom bonded area.
- (7) For the purpose of sub-regulation (6), the Authorised Officer shall take an undertaking from the importer in **FORM - 12**, and issue provisional no objection certificate to the importer to move the food consignment to a well-equipped storage facility

Sampling from the consignment :

- (1) The Authorised Officer or his representative shall ensure compliance with the Food Safety and Standards (Labelling and Packaging) Regulations, 2011 and with a valid balance shelf life in respect of imported article of food in the following manner, namely:— (a) shall draw two parts of food sample of each description or measures (except for aseptic sealed packages); (b) forward to the food analyst such quantity of sample as specified under the Food Safety and Standards (Laboratory and Sample Analysis) Regulations, 2011; (c) seal the samples;
- The rejected export consignments by foreign countries that have been returned to India as the country of origin shall be subject to these regulations except that the packaging and labelling requirements shall be in accordance with the country of export and the importer shall submit rejection documents of the country of export.
- (12) The Food Analyst shall analyse or cause to be analysed by a notified laboratory an article of food forwarded by the Authorised Officer as per the parameters specified in the Act and the regulations made thereunder and shall forward his report within five days to the Authorised Officer whether the product is conforming or non-conforming.

IMPORTER NAME & ADDRESS:
GOLDEN POLAS INTERNATIONAL
23/65, Sattan Naicken Street,
Coolai,
Chennai 600112
PACKER NAME & ADDRESS :
ASOC. DE COOP. ARGENTINAS CL
AV. EDUARDO MADERO 942 - PISO 6
(CP1106) BUENOS AIRES - ARGENTINA
PACKING MONTH & YEAR: JANURARY 2018
EXPIRY MONTH & YEAR: JANUARY 2019
DESCRIPTION OF GOODS: GREEN PEAS
NET WEIGHT: 25 Kgs.
LOT NO / CODE NO / BATCH NO: 21580
COUNTRY OF ORIGIN: ARGENTINA
FSSAI LICENCE NO: 10017042003307
fssai

fssai
Food Safety and Standards Authority of India
100% Veg.
EXPORTER NAME AND ADDRESS
ELWADI EXPORT CO. FOR AGRICULTURAL PRODUCTS
17, ABDEL SALAM ARIF ST., CAIRO, EGYPT
INFO@ELWADI.EG
PACKER NAME AND ADDRESS
ELWADI EXPORT CO. FOR AGRICULTURAL PRODUCTS
17, ABDEL SALAM ARIF ST., CAIRO, EGYPT
INFO@ELWADI.EG
NAME AND ADDRESS OF THE IMPORTER
ARUL EXPORTS & IMPORTS T/D 16 ANNA
FRUIT MARKET, KOYAMBEDU CHENNAI-600097 TAMIL NADU,INDIA
COUNTRY OF ORIGIN
EGYPT
COUNTRY OF IMPORT: INDIA
NAME OF COMMODITY
FRESH ORANGES
FSSAI LICENSE NO.:10012042005536
VARIETY / GRADE
CLASS 1
VEGETARIAN : YES
DATE OF PACKING
Feb 2018
BEST BEFORE FROM THE DATE OF PACKING 6 MONTHS
NET WEIGHT
15 KG
LOT : 43

SAMPLING AND STORAGE

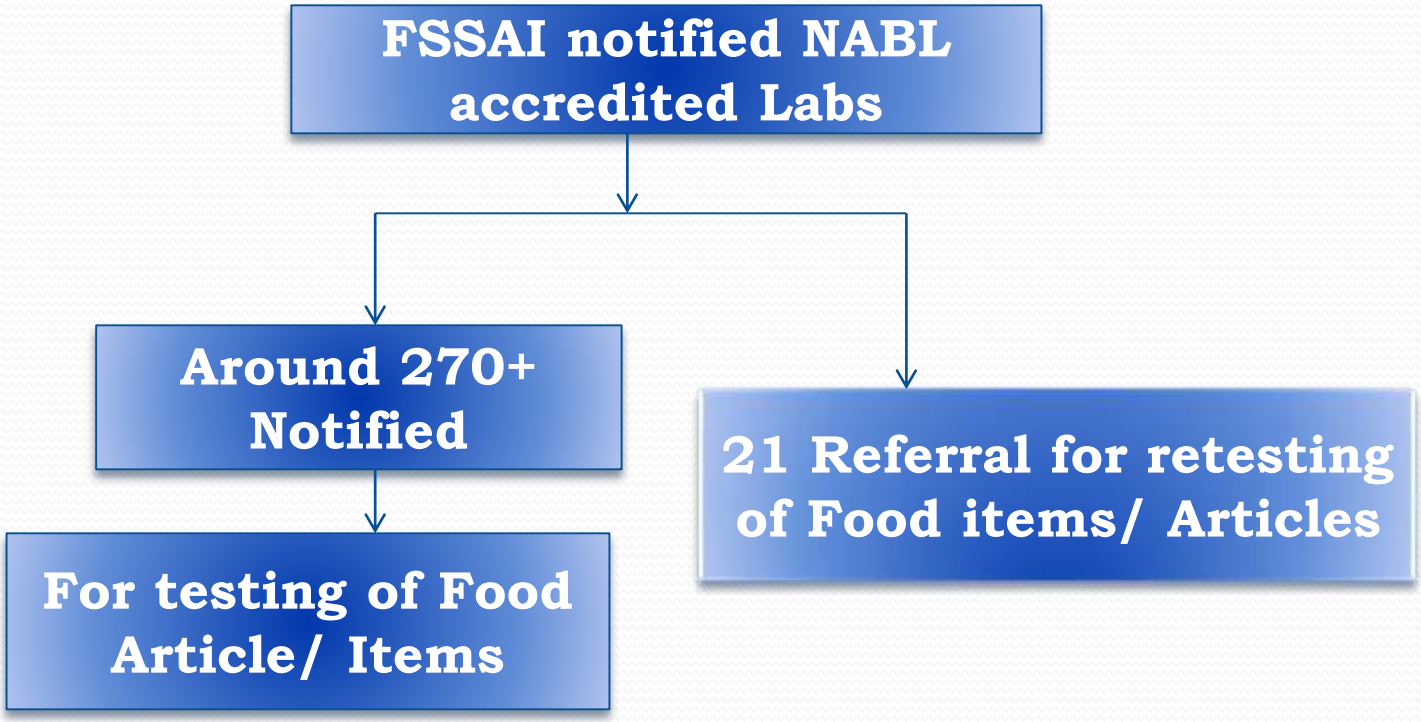
- Inspector- Check physical condition and label, VI format : **FORM 1**
- If ok, AO or his representative shall draw two parts of food sample of each description or measures (except for aseptic sealed packages);
- Properly sealed and labelled one sample forwarded to FSSAI notified Lab online through FICS
- Second sample stored at Office at proper storage facility with proper label and seal
- On the sample being found to be safe, the remaining sample shall be returned to the food importer
- If the sample found to be unsafe, on request received from Food Importer, the second sample may be forwarded to the Referral Laboratory for analysis.

Chapter 6 : Laboratory – Analysis of Samples of Imported Articles of Food

- **Food Analysis. -** (1) The sample of imported articles of food forwarded by the Authorised Officer shall be caused to be analysed by the laboratories notified by the Food Authority.
- On receipt of the sample of food from the Authorised Officer, the notified or referral laboratory shall immediately conduct a preliminary inspection of the sample to ascertain whether all the information required for testing is available or on the sufficiency of the sample quantity, and if there is any deficiency, the laboratory shall immediately inform the Authorised Officer of these deficiencies;
- the notified or referral laboratory shall comply with the test methods specified by the Food Authority with regard to the tests to be performed and the equipment to be used, for testing samples of different categories of articles of food: Provided that in cases where the test method has not been specified by the Food Authority, the notified or referral laboratory shall comply with the specifications for testing that have been specified by the Codex Alimentarius Commission or the International Organisation for Standardisation or Director General Health Services, Ministry of Health and Family Welfare, Government of India;

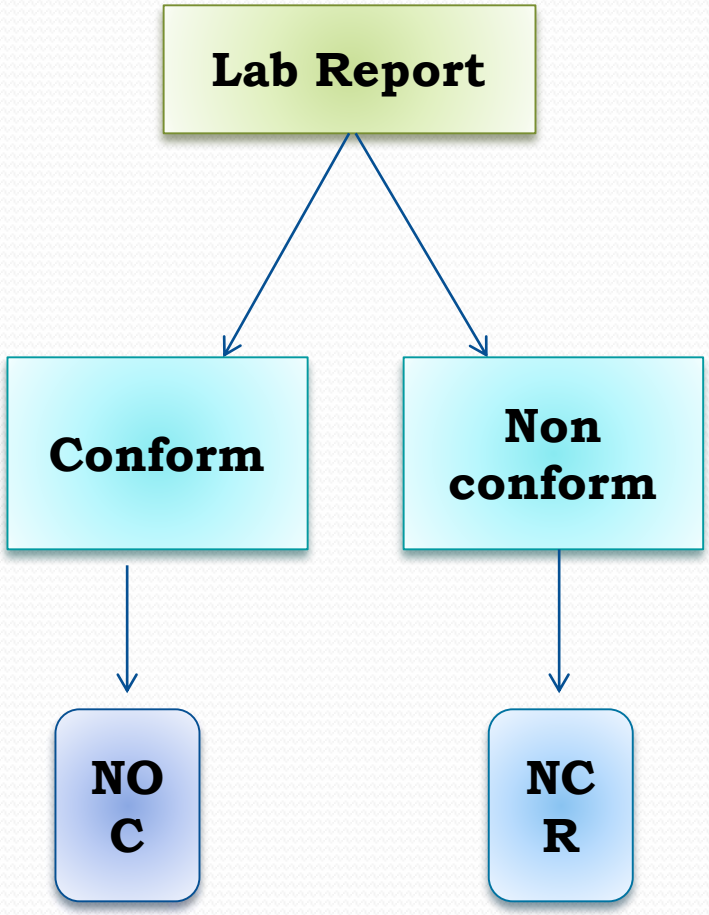
- (c) the notified or referral laboratory shall bring to the notice of the Food Authority any new test or method of testing that it may seek to conduct on samples of any specific article of food, or any new equipment that it may seek to use but shall not commence using the test or method of testing or equipment unless so permitted by the Food Authority.
- The notified laboratory or referral laboratory, as the case may be, shall provide the laboratory analysis report duly signed by its Food Analyst in **FORM - 2** within five days from the date of receipt of the sample.

LAB INFRASTRUCTURE


FSSAI notified NABL accredited Labs
Around 270+ Notified
For testing of Food Article/ Items
21 Referral for retesting of Food items/ Articles

Recognition of NABL accredited lab in Bangladesh (for 21 food products) and Bhutan for avoiding re-testing of import samples. **The test analysis certificate issued by them is accepted for food import clearance.**

Lab Report



Chapter – 7- Scheme for Risk based Food Import Clearance

- Risk Based Framework.- (1) The Food Authority may review the risks associated with articles of food imports from time to time and adopt a risk-based framework and risk based inspection process for clearance of imported articles of food.
- The Food Authority may, from time to time, issue food alert notifications, including time bound prohibition on articles of food or prohibiting source or recalls, based on the risk associated with the articles of food.
- The food alert notification shall immediately be informed to the Risk Management System of the customs department.

Chapter – 8- Prohibition and Restrictions on Imports of Article of Food

- Power of the Food Authority to issue orders for prohibition and restriction on import of article of food. –
- (1) The Food Authority may prohibit or restrict import of any article of food based on risk perception or outbreak of disease and issue orders as it deems fit in this regard.
- (2) The Food Authority may issue order or advisory or guideline as it deems fit, from time to time for ensuring the safety and wholesomeness of articles of food imported into India and such prohibitions and restrictions shall be informed to the customs immediately

Chapter – 9 Officers of the Food Authority

- **The Food Safety and Standards Authority of India shall notify the officers for the purpose of food import clearance to ensure compliance of the provisions of the Act, and it may also notify officers from other government agencies to maintain the standard operating procedure for food import clearance.**
- **AUTHORISED OFFICER**

Chapter – 10- Orders by the Authorised Officer

- No Objection Certificate. — (1) The Authorised Officer shall issue a 'no objection certificate' in **FORM – 3,** after assessing the safety of food being imported under these regulations under his seal and signature for allowing import of food, and shall communicate such order in a specified manner to the customs and the Food Importer
- The Authorised Officer shall issue a non conformance report in **FORM – 4** specifying the grounds mentioned in these regulations for refusal, wherever the clearance of the imported food is refused, under his seal and signature, and shall communicate such order in a specified manner to the customs, Food Authority and the Food Importer.
- Based on the findings and recommendations in non- conformance report of the laboratory analysis and subsequent confirmation from the referral laboratory, if contamination or presence of microbiological organisms is likely to pose a significant risk to public health, the Authorised Officer, with the prior approval the Food Authority shall pass necessary orders for mandatory destruction of articles of food in **FORM- 5**.

Chapter – 11- Review Process

- **First level –**
- Appeal before a Committee at Regional Offices
- 1. The appeal should be in Form 6 of FSS (Import) Regulations, 2017
- 2. Fee of Rs 2000 (in online)
- 3. Covering letter addressing to concerned regional Directors
- 4. Required supporting documents, if any

- **Second level-**
- 1. Appeal to CEO, FSSAI
- 2. Fee of Rs 5000 (in online/DD payable at New Delhi) in the name if Sr Accounts officer, FSSAI, New Delhi
- 3. Covering letter addressing to Director (TICD) FSSAI, FDA Bhavan, Kotla Road, New Delhi
- 4. Required supporting documents, if any
- 5. Second appeal shall be final.

Chapter – 12 DISPOSAL OF REJECTED FOOD CONSIGNMENTS AND FOOD SAMPLES

- **<u>Rejected consignments :</u>**
- **Either re export**
- **Or destruction under supervision of Customs authorities**
- **Sufficient time be given for appeal , if any**
- **<u>Cleared consignments :</u>**
- **Counter sample may be retuned within 10 days of the generation of NOC**

Chapter – 13- Treatment of Uncleared and Unclaimed Article of Food

- **17.** (1) The Authorised Officer shall follow the procedure of inspection, sampling, testing and clearance laid down under these regulations, for disposal of all cases of uncleared or unclaimed articles of food.
- (2) The Authorised Officer shall, on receipt of request made by the Custodian and after ensuring that the requisite fee has been paid, issue either a no objection certificate or non conformance report after assessing the safety of uncleared or unclaimed food consignment based on inspection and laboratory analysis.

Chapter - 14 -Registration and inspection of Foreign Food manufacturing facilities

- Registration of Foreign Food manufacturing facilities. –
- (a) The Food Authority may, based on the risk, specify the categories of food products intended for export to India for further regulating control as specified in these regulations.
- (b) Foreign Food manufacturing facilities falling under such categories and desirous to export such article of food to India shall register with the Food Authority before exporting to India:
- (c) Foreign Food manufacturing facility either directly or through authorised representative may apply for registration in "**Form 16**" of these regulations along with documents specified in Annexure-1 and fee as specified by the Food Authority.

Duties of Authorised Officer :

- **(a) to receive applications for food import clearance;**
- **(b) to make such inquiry and inspection as may be necessary to verify that the import of articles of food is not in contravention of any provision of the Act, rules and regulations made thereunder;**
- **(c) to refuse inspection and intimate the customs, if the articles of import are misclassified as food based on end use declaration;**
- **(d) to ensure compliance of all the conditions specified in regulation 6; (Labelling part)**
- **(e) to take photographs of imported food consignment for review and documentation;**
- **(f) to draw samples for testing of the imported food, if all the conditions specified in regulation 6 are complied with;**

Duties of Authorised Officer :

- **(g) to collect additional sample of imported articles of food on payment of invoice value of the articles of food;**
- **(h) to re-seal any package opened for drawing of samples and certify that the same had been opened and sealed;**
- **(i) to forward the samples to a food analyst of a notified laboratory in proper manner for analysis and receive the report of the laboratory analysis;**
- **(j) to order additional tests on the food sample of imported food based on visual inspection, risk potential and instructions issued from time to time by the Food Authority;**
- **(k) to inform the Food Authority of any new variety of food or food ingredients, previously unknown hazards, or any other technical difficulties;**
- **(l) to maintain record of food imports, inspection, sampling and related activities, action taken, review process within the jurisdiction of customs ports assigned to him and such other duties assigned by the Food Authority from time to time in writing and by photographs and audio - videography;**

Duties of Authorised Officer :

- **(m) to report to the concerned Licensing Authority of any violation of any conditions of licensing by the Food Importer;**
- **(n) to recommend destruction or re-export of imported articles of food with necessary conditions as he may deem fit and ensure compliance of the same;**
- **(o) to inform the laboratory immediately on receipt of advance notice of arrival from the importer under the Pre-Arrival Document Review of the articles of food;**
- **(p) to ensure that the laboratories authorised by the Food Authority comply with all the specified procedures and perform all parameters of testing as specified in**

Duties of Authorised Officer :

- **q) to ensure that the laboratories authorised by the Food Authority shall maintain records of laboratory analysis of the imported articles of food in the format as specified by the Food Authority;**
- **(r) to present all the related facts and documents before the Review Officer during the review process;**
- **(s) to seek data or information on imported articles of food consignment from the customs authorities;**
- **(t) to store the remaining parts of the food sample in appropriate conditions for re-analysis at referral food laboratory on the basis of appeal or application received from the Food Importer or return to the Food Importer with acknowledgement, after issue of no objection certificate;**
- **(u) to issue no objection certificate or non-conformance report, as the case may be, to the customs authorities and Food Importer;**
- **(v) to carry out any other duties as may be assigned by Food Authority from time to time.**

Various forms in Annexure of FSS(Import) Regulations, 2017

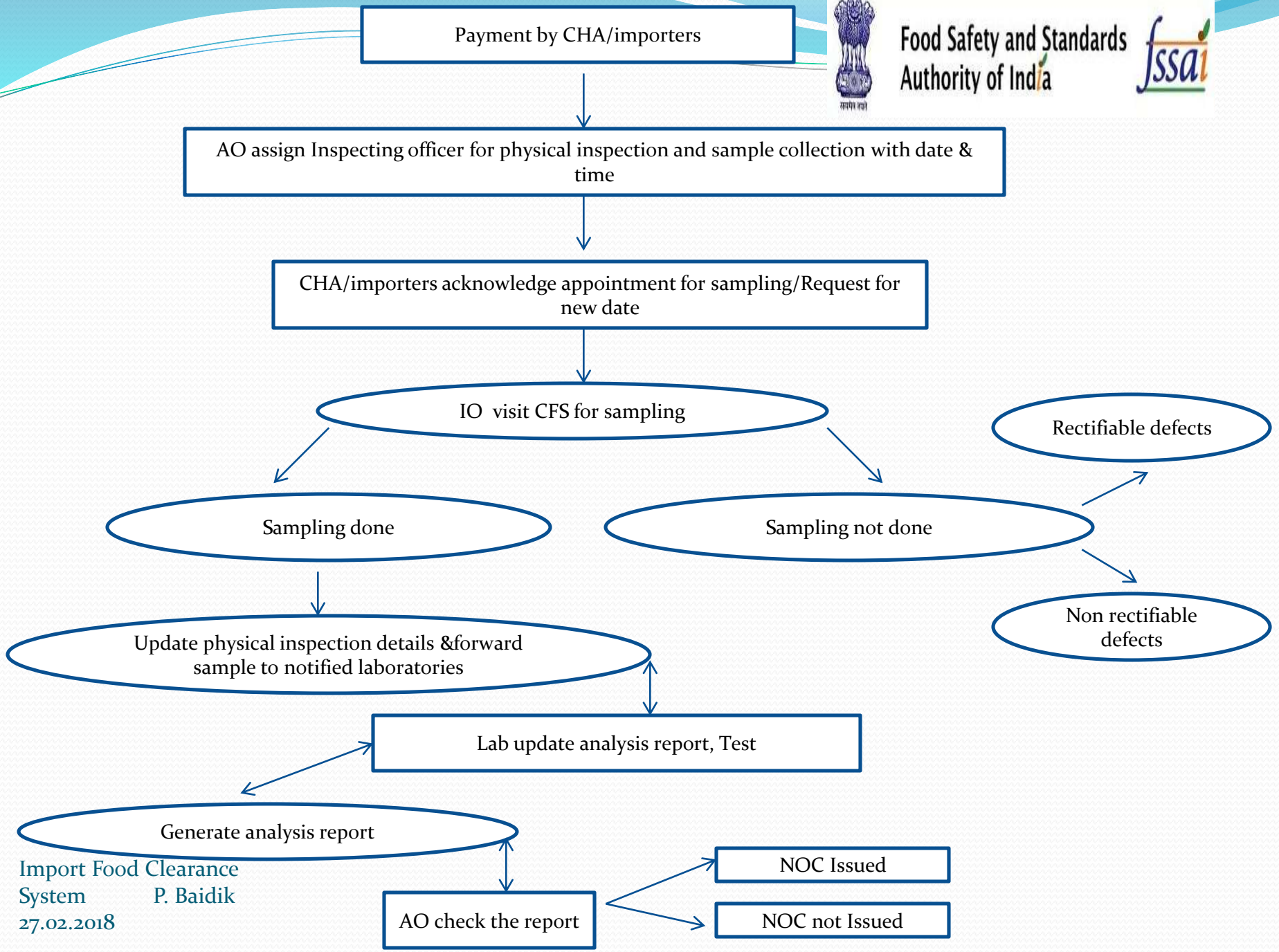
Form 1	Visual inspection format
Form 2	REPORT OF LABORATORY ANALYSIS
FORM – 3	No Objection Certificate
FORM – 4	Non – Conformance Report
FORM - 5	Mandatory Destruction Order
FORM - 6	Review Application to the Review Officer
FORM- 7	For imported food consignment meant for Personal Use
FORM - 8	For imported food consignment meant for hundred per cent Export/ Re- export

FORM - 9	**For imported food consignment meant for Research and Development purposes**
FORM- 10	**(For imported food consignment meant for Display Purpose in Trade Fair/Exhibition)**
FORM - 11	**(For imported food consignment meant for Sports Events)**
FORM -12	**Declaration regarding issue of provisional no objection certificate for frozen and chilled imported food consignment**
FORM - 13	**Declaration regarding issue of provisional NOC for imported food consignment with less than 07 days' shelf life**
FORM -14	**(For imported food consignment containing bulk packages and having representative sample)**
FORM 15	**(for imported food consignment containing bulk packages and not having representative sample)**

PROCESS FLOW

1.	Filing of application by CHA/Importer in Customs ICEGATE through SWIFT
2.	ICEGATE forwards selected BoE s to FICS system of FSSAI as PGA
3.	CHA / IMPORTER files the BoE
4.	Scrutiny by FSSAI Officer
5.	Acceptance for sampling or waiver by AO
6.	Visual inspection and sampling by AO or his representative
7.	Forwarding of the sample to Lab
8.	Report updation by Lab in FICS
9.	Sharing of NOC/NCC/NIS to Customs online
10.	NOC cases - After submission of duty cargo is cleared and NCC cases – either re test , appeal, or cargo destruction/ re export

Food Safety and Standards Authority of India


Payment by CHA/importers
AO assign Inspecting officer for physical inspection and sample collection with date & time
CHA/importers acknowledge appointment for sampling/Request for new date
IO visit CFS for sampling
Sampling done
Sampling not done
Rectifiable defects
Non rectifiable defects
Update physical inspection details &forward sample to notified laboratories
Lab update analysis report, Test
Generate analysis report
AO check the report
NOC Issued
NOC not Issued

Food Safety and Standards Authority of India

Standard Operating process

- **Submission of Documents by Food Importer/CHA**

Mandatory:-

- The Food Importer or CHA to submit the NOC Application in the prescribed form (attached as Form D in Annexure-II)
- Bill of entry
- Examination order from the customs;
- Country of Origin Certificate
- Declaration stating that the imported food articles comply with the laws of India and meet the standards defined by the Food Authority (sample attached as Annexure-III)
- Declaration of end-use
- Declaration indicating whether the food is genetically modified or not. (Sample attached as Annexure-III)

Standard Operating Process

- **Optional:-**
- Laboratory Analysis Report from an authorized laboratory in the country of origin
- Pumping Guarantee Certificate in case of Edible oil
- Import Permit from Ministry of Agriculture in case of primary agriculture produces
- Phyto-sanitary Certificate from Exporting Country in case of primary agriculture produces
- Sanitary Import Permit from Department of Animal Husbandry in case of livestock products

Standard Operating Process

Visual Inspection of the Food Consignment:-

- Before going to the field for inspection, the Authorized officer or his staff is required to take print out of the sample label containing system generated sample code and inspection log sheet containing details of container, name of CFS, name of importer/CHA, Bill of entry number and date and name of Food Item from the on-line system.
- The Authorized officer or his staff is required to carry sufficient number of Jars or ice boxes that are suitable for collection of samples.

Labeling requirements

Minimum Labeling Requirements for Pre- Packaged Food or Pre-packed

- **Food including Multi piece Package:**
- **Generic or common name of the Food**
- **List of Ingredients (not required in case of Single ingredient)**
- **Name & Complete address of the Manufacturer**
- **Name & Complete Address of the Indian Importer**
- **Net quantity/Net Content/Net weight in in terms of standard unit of weights and measures**
- **Lot/Code/Batch number**
- **Date of Manufacture,**
- **Best Before/Expiry/Use by Date- Date, Month and Year format**
- **Vegetarian/Non Vegetarian Declaration in Green or Brown logo**

Labeling requirements(cont..)

GENERAL REQUIREMENTS FOR SAMPLING:-

- Use clean & dry sampling instruments such as pliers, spoon, screwdriver and knife
- Use Clean, dry, leak-proof, wide-mouthed and sterile containers of a size suitable for sample of the product.
- For liquids, use clean, dry containers of appropriate waterproof and leak proof material, including glass, stainless steel, and suitable plastic material which can be sterilized by heat if necessary.
- For solids or semi-solids, use clean, dry, wide-mouth, cylindrical receptacles of suitable waterproof, material.
- Collect frozen samples in pre-chilled containers.
- Follow Food Storage norms
- Ensure that the container must have a secure closure of rubber or plastic stoppers, or a screw-cap of metal or plastic, coated with an insoluble, nonabsorbent.
- For butter, use suitable wide-mouth sterile jars. The butter must not be allowed to come into contact with paper or any water or fat-absorbing surface.

Labeling requirements(cont..)

Packing, Labeling& Sealing of Samples:-

- Securely fasten the stopper so as to prevent leakage of the contents in transit from the bottle, jar or other container
- Completely wrap the sample in fairly strong thick paper. The ends of the paper shall be neatly folded in and affixed by means of gum or other adhesives
- Affix a label on the packed container with system generated Sample Slip and obtain signature of Food Importer or his agents on the same as depicted in the picture below
- The label on any sample of imported food article sent for analysis must bear:
- System Generated Code number of the sample;
- FSS code of the product category
- Name of the sender with his official designation;
- Date and place of collection;
- Nature of food articles being sent for analysis

Samples Dispatch

- **Dispatch of Samples:**
- **Send one such sample to the notified lab for analysis as selected by the on line system ,**
- **Retain the second sample in safe custody of the Authorized Officer in his office or any designated place notified by the Food Authority for re-testing purpose.**
- **If the sample is to be kept frozen, this should be clearly shown on the package.**
- **All samples packaged for dispatch must be secured with shock-absorbing materials to protect them from damage.**
- **Transport the sample though staff/transport vehicle of FSSAI.**

Codex Alimentarius and its Relevance to India

History of Codex, Structure, Relevance, Standards - setting process

World Trade Organization

- **WTO established on 1 Jan 1995**

Succeeded GATT (1948-1994) (GATT-General agreement on tariff and trade)

- 164 members
  - Decisions taken by consensus
  - Dispute settlement mechanism
  - Transparency
- Series of Negotiated Agreements
  - Agreement on trade in Goods and Services
  - Agreement on Intellectual Property Rights
  - Several additional agreements on trade in goods *(Agriculture, Textiles, SPS, TBT, TFA)*

Purpose of the SPS Agreement?

The right to protect human, animal or plant life or health

Avoiding unnecessary barriers to trade

Key Principles include --

- Harmonization (IPPC, OIE, Codex)
- Stricter standards based on scientific justification

International Standards

Standard-setting organizations

(the three sisters)

plant health

IPPC

(International plant protection covention)

OIE

animal health

WOAH-world organisation for animal health

food safety

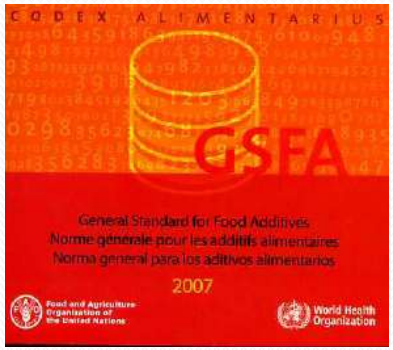
CODEX

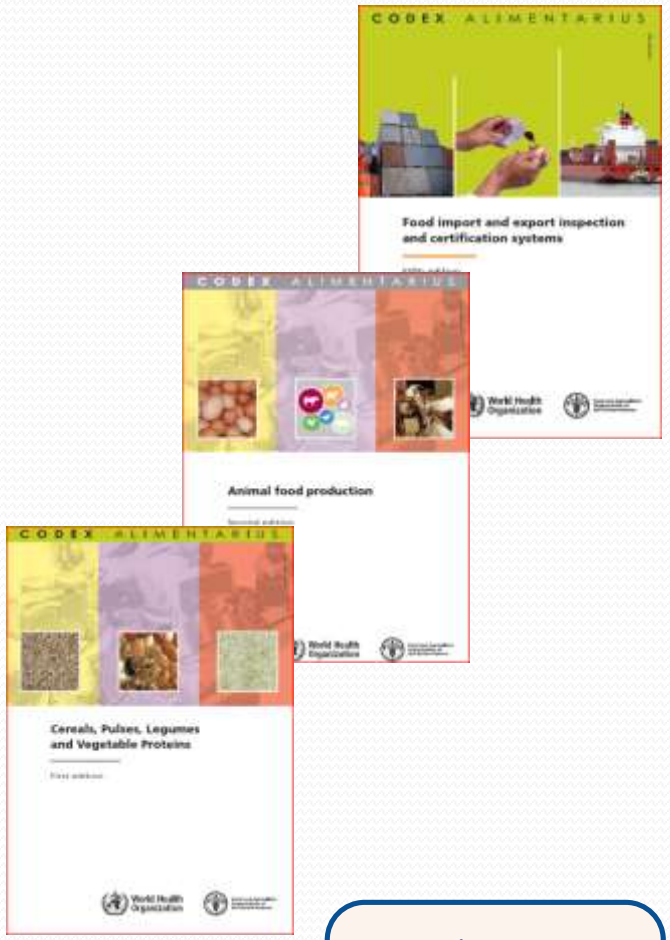
30 founding members

- Joint body of FAO and WHO
- The Commission held its first meeting in Rome in June 1963.
- It, currently, **meets annually**, alternatively between the headquarters of FAO (Rome) and WHO (Geneva)

What does it do…?

- The *Codex Alimentarius*–
  - adopts standards;
  - codes of practice; *and*
  - guidelines.





Codex sets voluntary standards

The Mandate

The Mandate of Codex is to establish international food standards to --

- **protect the health of consumers;** *and*
- **to ensure fair practices in the food trade**.

science-based standards

This mandate is accomplished by:

- promoting coordination of food standards work by –
  - members **(189)** *and*
  - observers **(239)**
  [international governmental (59), non-governmental (164) and UN (16) organizations];

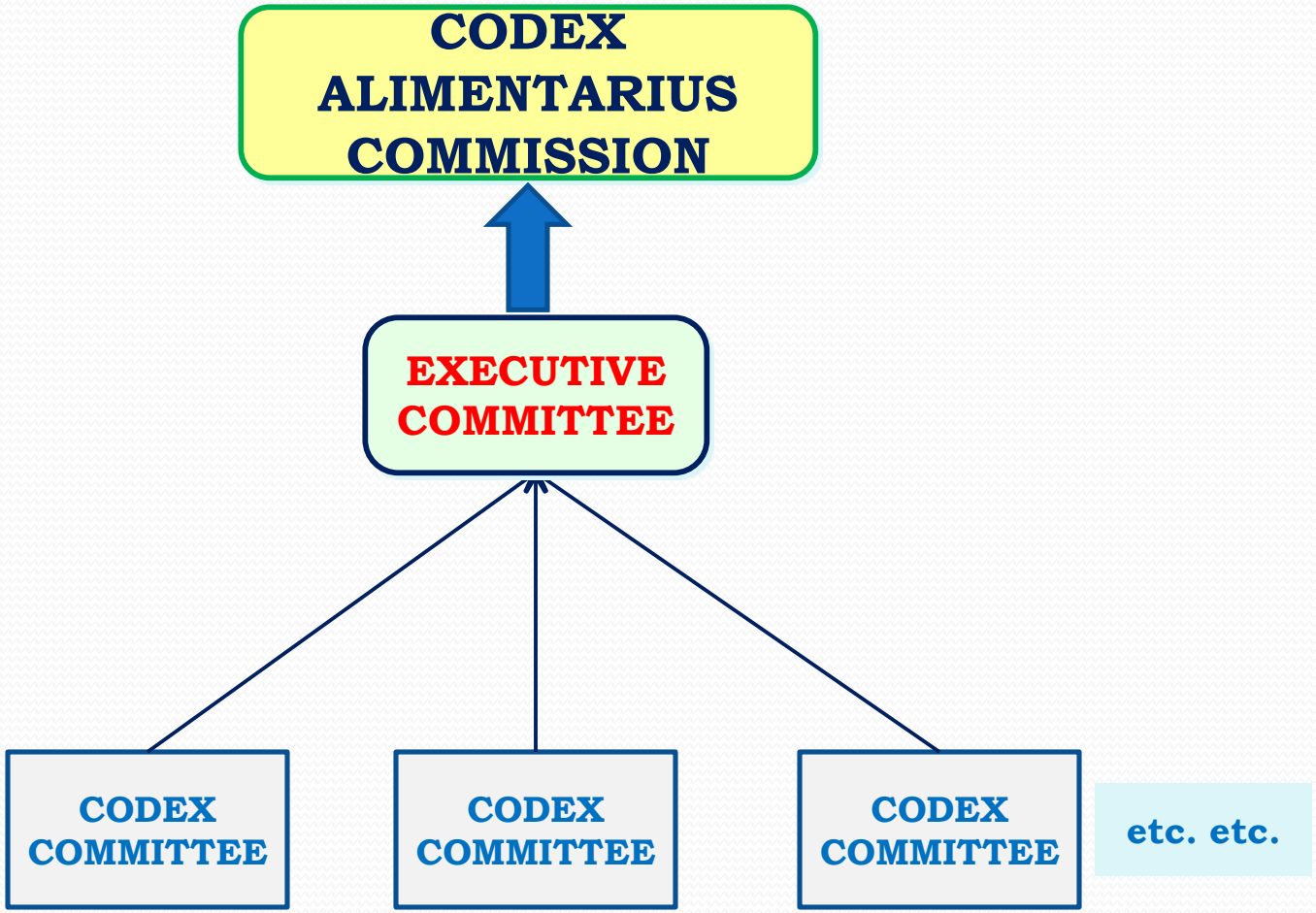
- working transparently;
- working by consensus.

Codex Procedural Manual

27th Edition published in 2019

http://www.fao.org/fao-who-codexalimentarius/sh-proxy/en/?lnk=1&url=https://workspace.fao.org/sites/codex/Shared%20Documents/Publications/Procedural%20Manual/Manual_27/PM27_2019e.pdf

Structure of Codex



Organizational Structure of Codex

- **The Codex Alimentarius Commission**
- **The Executive Committee of the Commission**
  - Chairperson
  - 3 Vice-Chairpersons
  - 6 Regional Coordinators
  - 7 Members elected on geographic basis

    (Members supported by 1-2 Advisors)

Contd.…

Organizational Structure of Codex

- **Executive Committee**

  - Strategic Planning of CAC
  - Assists in Management of CAC
  - Critical Review of work proposals
  - Monitoring of stds. development

- **Codex Secretariat**

  Also contributes in meetings of:
  - FAO
  - OIE or WOAH
  - WHO- WTO *(SPS)*
  - IPPC
  -- STDF- standards & trade development facility

- **Active Codex Subsidiary Bodies**
  - Commodity Committees (4)
  - General Subject Committees (10)
  - Task Force (1)
  - Regional Coordinating Committees (6)

Commodity Committees (4)

- CCFFP * *(fish and fishery products)*
- CCFO *(fats & oils)*
- CCFFV *(fresh fruits & veg.)*
- CCSCH *(spices and culinary herbs)*

* *reactivated in 2020 (by correspondence)*

Commodity Committees adjourned *Sine die* / abolished

- CCMMP *(milk and milk products)*
- CCCPL *(cereals, pulses and legumes)*
- CCCPC *(cocoa products & chocolates)*
- CCNMW *(natural mineral waters)*
- CCVP *(vegetable proteins)*
- CCMPH *(meat and poultry hygiene)*
- CCPMPP *(processed meat and poultry products)*
- CCPFV *(processed fruits and vegetables)*
- CCSB *(soups and broths)*
- CCS *(sugar)*

General Subject Committees (10+1)

- CCFA -*(additives)*
- CCCF- *(contaminants)*
- CCFH- *(food hygiene)*
- CCFICS- *(inspection)*
- CCFL- *(labeling)*
- Task Force on AMR *

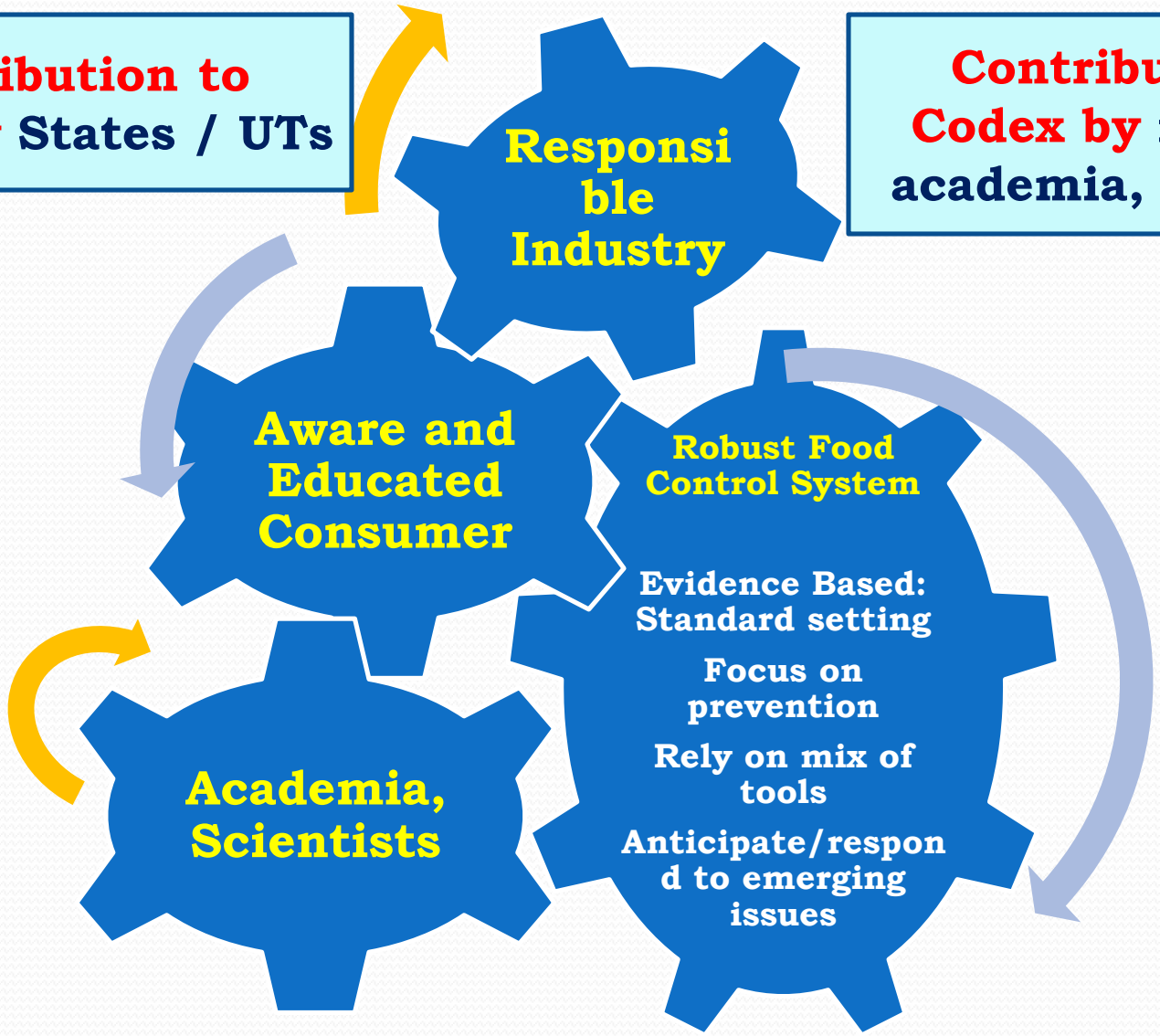
* *reactivated in 2016*

- CCGP-*(general principles)*
- CCMAS -*(analysis & sampling)*
- CCNFSDU- *(nutrition)*
- CCPR- *(pesticides)*
- CCRVDF- *(vet. drugs)*

Codex is also a shared responsibility

Contribution to Codex by States / UTs

Contribution to Codex by industry, academia, scientists



Framework of Food Safety Emergency Response (FSER) System

To establish a framework for:

- i. prevention of food safety related incidents
- ii. managing/responding to any food safety emergency situations which may endanger food safety and public health, both at national and international levels

Definitions:

- (a) **Food Safety Incidents:** Any situation within the food supply chain where there is a risk, potential risk or perceived risk of illness or confirmed illness associated with the consumption of a food or foods."
- (b) **Food Safety Emergencies:** A food safety emergency is a situation, whether accidental or intentional, that is identified by a competent authority as constituting a serious and as yet uncontrolled foodborne risk to public health that requires urgent action.
- (c) **Food Safety Emergency Response:** A process of assessing the risk, making risk management decisions, and communicating risks in the face of time constraints, and possible incomplete data and knowledge.
- (d) **Foodborne outbreak:** The observed number of cases of a particular illness that may be foodborne exceeds the expected number, OR the occurrence of two or more cases of a similar foodborne illness resulting from the ingestion of a common food and epidemiologic analysis implicates the food as the source of the illness.

National Focal Points (NFPs): other national authorities who have stake in food safety

- **The following authorities/organization will nominate national focal points:**
- **i. Ministry of Commerce and Industry (MoC),**
- **Ministry of Agriculture and FarmersWelfare (MoA),**
- **Ministry of Health and Family Welfare (MoH&FW),**
- **Ministry of Woman and Child Development (MWCD);**
- **Ministry of Environment, Forestand Climate Change.**
- **ii. State food Authorities,**
- **iii. Custom Department, Central Board of Indirect Taxes and Customs (CBIC),**
- **iv. Department of Animal Husbandry & Dairying (DADF)- state officers and,**
- **v. Marine Products Export Development Authority (MPEDA),**
- **National Centre for Disease Control (NCDC),**
- **Agricultural and Processed Food Products Export Development Authority (APEDA),**
- **Spices Board**
- **FICCI/CII**
- **Export Inspection Council of India (EIC), Indian Council of Agricultural**
- **Research (ICAR), TEA Board of India, Indian Council of Medical Research**
- **(ICMR)**
- **Consumer organisations.**

Responsibilities of FSCs

- 1. Overall governance of food safety incidents/emergencies in the state
- 2. Ensure proper surveillance of food products and provide surveillance report to NECP (FSSAI)
- 3. Ensure appropriate and proper investigations during food safety emergencies and take appropriate action/measures to mitigate it
- 4. Facilitate coordination with other relevant agencies/organisation or authorities during emergencies if required.
- 5. Carry out post incident review as mentioned in para “E” under Section II-Operational Procedures and present it in Central Advisory Committee (CAC) meeting.

Responsibilities of DOs

1. Act as **nodal officer** in case of food safety emergency including food borne illness outbreak and coordinate with health authorities, if required.
2. Immediately intimate FSSAI about food safety incidents as and when received.
3. Coordinating with IDSP/NCDC during foodborne illness outbreak.
4. Nominate FSO to be the part of Rapid Response Team(RRT) during food safety incidents
5. Transmitting the relevant data/information with respect to the food safety incidents to the NECP, FSSAI
6. Taking immediate actions on the directions given by NECP.
7. Keep track of investigations during food safety emergencies and take appropriate action/measures to mitigate it in consultation with FSC
8. Submit interim report within 48hrs of the incident and final report on completion of the incident to FSC and FSSAI

IDSP-Integrated Health information platform
NCDC- National centre for disease control

Responsibilities of FSOs

- 1. Act as a member of Rapid Response Team (RRT)
- 2. Inspect and investigate facilities associated with suspected or confirmed food borne illness.
- 3. Trace forward and back products with suspected ingredients.
- 4. Take field actions to mitigate incident under consultation with DOs and FSCs.
- 5. Coordinate with local health authorities and other agencies.
- 6. Regular follow up of the situation during emergency.
- 7. Preparation of the report on the food safety emergency
- 8. To follow guidelines investigating and responding to food borne illness outbreak in India as prescribed by FSSAI

Responsibilities of State/local health authorities

- 1. Collection of food consumption history of patients with food borne disease and epidemiological data of food borne diseases.
- 2. Dissemination of information/data like clinical reports or suspected pathogens and suspected implicated foods etc. to the FSOs related to the Food borne illness outbreak
- 3. Coordinate with state food authority and NECP, FSSAI during emergency.

Food safety risk assessment Committee (FSRAC)

FSRAC is a risk assessment body and shall be responsible for providing technical and scientific support both in normal or emergency situations. The committee shall provide preliminary information of risk assessment to identify emergency situations and their levels of severity in order to support decision making by the Food Safety Coordination Committee (FSCC) and FSSAI.

- **Key Roles and Responsibilities**
- Establish a system for risk assessment and collecting data in the case of emergency
- Analyse the gathered data/information in order to perform assessment of risk, its magnitude and range of the hazards as well as emergency events
- Provide advice to Food Safety Coordination Committee (FSCC) and FSSAI based on the risk assessment of hazards identified during food safety incidents
- Carry post incident review and evaluation and give suggestions/advices to further improve FSER systems based on gaps identified, if any, to the FSSAI and FSCC

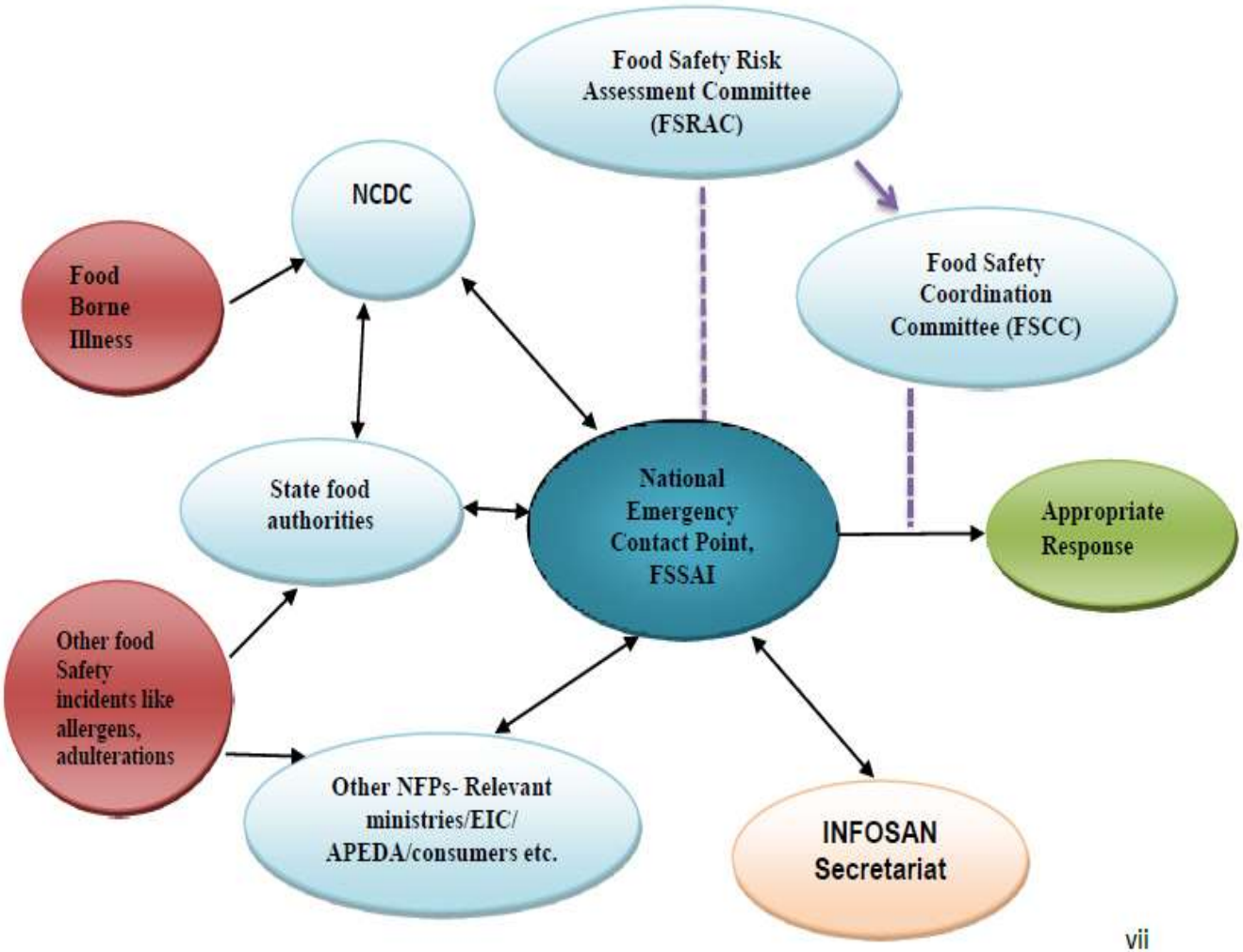
Food Safety Coordination Committee (FSC

Food Safety Coordination Committee (FSCC) FSCC is a committee constituted by FSSAI and shall be responsible for the implementation or management of food safety emergencies. The committee shall consider information related to range of hazards, its magnitude and affected people while making decisions. The Committee may support finances and other resources, if required, for operations.

Key Roles and Responsibilities:

- To take decisions for controlling and management of food safety emergency situations based on the recommendation of FSRAC
- Direct the planned measures to related agencies in implementing control and monitoring actions
- Monitor, evaluate and review the measures used that are fit to the situation.
- Consider and make a decision when the situation has been controlled in order to increase or decrease the response level, including incident closure.
- Advice for policy making for management and control of food safety emergency situation from time to time.

The Networking of all structural components of the FSER system and multi-sectorial coordination are depicted in figure 1 and figure 2 respectively as below:


Food Safety Risk Assessment Committee (FSRAC)
NCDC
Food Borne Illness
Food Safety Coordination Committee (FSCC)
State food authorities
National Emergency Contact Point, FSSAI
Appropriate Response
Other food Safety incidents like allergens, adulterations
Other NFPs- Relevant ministries/EIC/ APEDA/consumers etc.
INFOSAN Secretariat

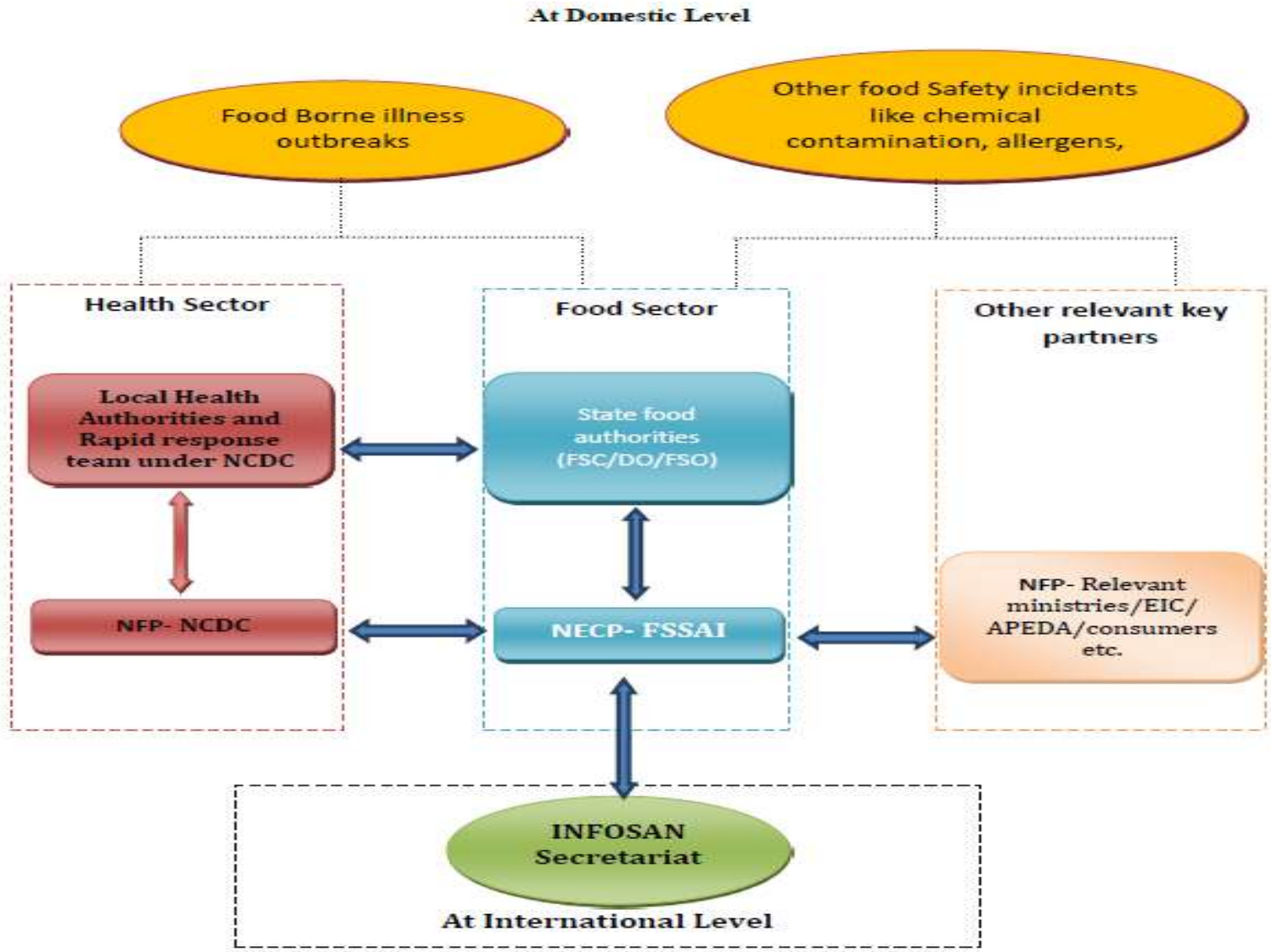


Figure 2: Multi-sectorial Coordination

Key Elements of FSER

- **A. Criteria for considerations of food safety emergency**
- **B. Incident Identification:**
- **C. Emergency response phases- Alert, Action, stand down phases**
- **D. Communication**
- **E. Post incident review and evaluation**:

Thank you